

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

10:00 A.M.

Friday, March 25, 1994

The Senate met.

The Senate was called to order by Brian D. Rude, President of the Senate.

The roll was called and the following Senators answered to their names:

Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Absent — None.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

The Senate remained standing and Senator Plewa led the Senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 14

Relating to asking the Governor and the Department of Corrections to drop their appeal in the Gerald Turner case.

By Senators Burke, Chvala, Wineke and Clausing.
To committee on Senate Organization.

Senate Joint Resolution 59

Relating to directing the senate education committee and the assembly committee on colleges and universities to hold hearings on the issue of cult activities on Wisconsin campuses.

By Senator Burke.
To committee on Education.

Senate Joint Resolution 60

Relating to investments in companies following fair employment principles in Northern Ireland.

By Senator Burke.
To committee on State Government Operations and Corrections.

Senate Joint Resolution 61

Relating to creating a committee on federal retirees' claims for tax refunds.

By Senators Burke, Plewa, Wineke, Risser, Breske, Moore, Clausing, Jauch, Buettner and Darling; cosponsored by Representatives Ryba, Bock, Bolle, Cullen, Huber, Kaufert, Krosnicki, La Fave, Linton,

Lorge, Musser, Plache, Reynolds, Robson, Underheim and Wirch.

To committee on Senate Organization.

Senator Ellis, with unanimous consent, asked that action on **Senate Bill 619** be ordered immediately messaged.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1117** be withdrawn from committee on Health, Human Services and Aging and be referred to committee on Senate Organization.

Senator Moore objected.

Senator Buettner moved that **Assembly Bill 1117** be withdrawn from the committee on Health, Human Services and referred to the committee on Senate Organization.

Senator Lorman, with unanimous consent, asked that her name be withdrawn as a co-sponsor of **Assembly Bill 1117**.

The question was: Shall **Assembly Bill 1117** be withdrawn from the committee on Health, Human Services and referred to the committee on Senate Organization?

Senator Moen, with unanimous consent, asked that the Senate recess until 1:06 P.M.

11:11 A.M.

RECESS

1:06 P.M.

The Senate reconvened.

Senator Buettner, with unanimous consent, asked that her motion to withdraw **Assembly Bill 1117** from the committee on Health, Human Services and Aging and taken up be withdrawn.

Senator Leean, with unanimous consent, asked that **Assembly Bill 619** be withdrawn from the joint committee on Finance and taken up.

Assembly Bill 619

Relating to eligibility for veterans benefits for Persian Gulf veterans and persons who serve in war periods, administration of veterans programs, the veterans museum, the residency period for economic assistance and business loans, educational grants, loans from the veterans trust fund, veterans housing loans and health

care grants, granting rule-making authority and making appropriations.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 619** offered by Senators Leean and Zien.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 619** offered by Senator Leean.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1?

Adopted.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 619

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles; Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Concurred in as amended.

Senator Ellis, with unanimous consent, asked that all action be ordered immediately messaged.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 819

Relating to prevailing wages and hours of labor on state highway construction work and granting rule-making authority.

By Senator Decker; cosponsored by Representatives Carpenter and Vander Loop.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Senate Bill 820

Relating to the definition of drug dosage form.

By Senators Schultz and Farrow; cosponsored by Representative Stower.

To committee on Health, Human Services and Aging.

Senate Bill 821

Relating to the commencement of negotiations and final automatic review proceedings under the state employment labor relations act, granting rule-making authority and making an appropriation.

By Senator Risser.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

COMMITTEE REPORTS

The committee on Judiciary and Insurance reports and recommends:

Assembly Bill 1152

Relating to transferring authority to the department of administration to make payments to counties for certain costs related to circuit courts.

Introduction and adoption of Senate amendment 1:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Joanne B. Huelsman
Chair

The committee on State Government Operations and Corrections reports and recommends:

Senate Bill 757

Relating to directing state agencies and local governmental units to prepare certain reports and comply with certain requirements when taking any action that may result in a taking of private property and creating a council and a property rights advocate.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 982

Relating to the definition of sexual harassment and sexual harassment prohibited under the fair employment law.

Concurrence:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Gary Drzewiecki
Chair

The committee on Environment and Energy reports and recommends:

Assembly Bill 1020

Relating to the sale of timber on state land.

Concurrence:

Ayes, 4 -- Senators Cowles, Farrow, Panzer and Clausing;

Noes, 1 -- Senator Burke.

Robert Cowles
Chair

The committee on Health, Human Services and Aging reports and recommends:

Assembly Bill 1117

Relating to requiring capital expenditure review of certain hospital operating leases.

Concurrence:

Ayes, 3 -- Senators Rude, Moen and Moore;

Noes, 4 -- Senators Buettner, Lorman, Rosenzweig and Breske.

Carol A. Buettner
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Ethics Board

March 22, 1994

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the following changes in the Ethics Board's records of licensed lobbyists and their employers.

Organization's authorization of additional lobbyists: The following organizations previously registered with the Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Manufactured Housing Assoc., Wisconsin

Slattery, Scott

Police Assoc., Wisconsin Professional

Werner, Steven

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. Roth Judd
Executive Director

State of Wisconsin
Ethics Board

March 22, 1994

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules. For each organization I have noted the general area of legislative or administrative action which the organization has described as the object of its lobbying activity and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Domestic Violence, Wisconsin Coalition Against

Subjects: All proposed legislation regarding domestic violence in family, civil and criminal law as well as funding of battered women's programs in Wisconsin.

Krenek, Kathleen

Fry, M. Susanna

Subjects: **Assembly Bill 498**

Stitt, Donald

Kennel Owners, Wisconsin Coalition of

Subjects: Any matters that pertain to paramutuel betting and greyhound dog racing.

Coenen, Thomas

Wisconsin 1 Information Superhighway Coalition, Inc.

Subjects: Wisconsin 1 is urging enactment of Wisconsin Senate Bill 744 and Assembly Bill 1175, legislation needed to implement recommendations of the Governor's Blue Ribbon Telecommunications Infrastructure Task Force.

Haney, Camille

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. Roth Judd
Executive Director

SENATE CLEARINGHOUSE ORDERS

The committee on Transportation, Agriculture, Local and Rural Affairs reports and recommends:

Senate Clearinghouse Rule 93-237

Relating to third-party testing.
No action taken.

Alan J. Lasee
Chair

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has concurred in:

Senate Bill 82
Senate Bill 372
Senate Bill 408
Senate Bill 428
Senate Bill 444
Senate Bill 542
Senate Bill 589
Senate Bill 645
Senate Bill 651
Senate Bill 666
Senate Bill 704
Senate Bill 747
Senate Bill 777
Senate Bill 781
Senate Bill 810

Assembly Bill 291, Senate amendments 1 and 3
Assembly Bill 558, Senate amendments 1 and 2

SPECIAL ORDER

Senate Bill 817

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, AFL-CIO, and its appropriate affiliated locals, for the 1993-95 biennium, covering employes in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 817

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Passed.

Senate Bill 818

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 1993-95 biennium, covering

employes in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 818

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Passed.

Senator Ellis, with unanimous consent, asked that all action be ordered immediately messaged.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senator Chvala, with unanimous consent, asked that **Senate Bill 711** be withdrawn from the committee on Human Resources, Labor, Tourism, Veterans and Military Affairs and taken up.

Senator Ellis objected.

Senator Chvala moved that the rules be suspended and that **Senate Bill 711** be withdrawn from the committee on Human Resources, Labor, Tourism, Veterans and Military Affairs and taken up.

Senator Ellis, with unanimous consent, asked that the Senate stand informal for 1 minute.

1:30 P.M.

1:31 P.M.

The Senate reconvened.

The question was: Shall the rules be suspended and **Senate Bill 711** be withdrawn from the committee on Human Resources, Labor, Tourism, Veterans and Military Affairs and taken up?

The ayes and noes were required and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — None.

Refused to suspend the rules.

Senator Chvala, with unanimous consent, asked that **Senate Bill 100** be withdrawn from the select committee on Health Care Reform and taken up.

Senator Ellis objected.

Senator Chvala moved that the rules be suspended and that **Senate Bill 100** be withdrawn from the select committee on Health Care Reform and taken up.

The question was: Shall the rules be suspended and **Senate Bill 100** be withdrawn from the select committee on Health Care Reform and taken up.

The ayes and noes were required and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — None.

Refused to suspend the rules.

Senator Burke moved that the rules be suspended and **Assembly Bill 542** be withdrawn from the committee on Senate Organization and taken up.

The question was: Shall the rules be suspended and **Assembly Bill 542** be withdrawn from the committee on Senate Organization and taken up?

The ayes and noes were required and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 15.

Noes — Senators Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 18.

Absent or not voting — None.

Refused to suspend the rules.

Senator Chvala moved that the rules be suspended and **Senate Bill 540** be withdrawn from the committee on Judiciary and Insurance and taken up.

The question was: Shall the rules be suspended and **Senate Bill 540** be withdrawn from the committee on Judiciary and Insurance and taken up?

The ayes and noes were required and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter and Risser — 15.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — Senator Wineke — 1.

Refused to suspend the rules.

Senator Burke moved that the rules be suspended and **Assembly Bill 981** be withdrawn from the committee on State Government Operations and Corrections and taken up.

The question was: Shall the rules be suspended and **Assembly Bill 981** be withdrawn from the committee on State Government Operations and Corrections and taken up?

The ayes and noes were required and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — None.

Refused to suspend the rules.

Senator Adelman moved that the rules be suspended and **Senate Bill 529** be withdrawn from the committee on State Government Operations and Corrections and taken up.

CHAIR

2:14 P.M.

Senator Lasee in the Chair.

The question was: Shall the rules be suspended and **Senate Bill 529** be withdrawn from the committee on State Government Operations and Corrections and taken up?

The ayes and noes were required and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Dècker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Pefak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — None.

Refused to suspend the rules.

CHAIR

2:19 P.M.

Senator Rude in the Chair.

Senator Burke moved that the rules be suspended and **Assembly Bill 26** be withdrawn from the committee on Transportation, Agriculture, Local and Rural Affairs and taken up.

The question was: Shall the rules be suspended and **Assembly Bill 26** be withdrawn from the committee on Transportation, Agriculture, Local and Rural Affairs and taken up?

The ayes and noes were required and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 17.

Absent or not voting — None.

Refused to suspend the rules.

Senator Ellis, with unanimous consent, asked that the Senate stand informal for 1 minute.

2:20 P.M.

The Senate reconvened.

2:21 P.M.

Senator Ellis, with unanimous consent, asked that the Report of the Committee of Conference on Budget Adjustment be received.

COMMITTEE OF CONFERENCE

on

Senate Bill 749 — Assembly Bill 1126

The members of the Committee of Conference on **Senate Bill 749 — Assembly Bill 1126** report and recommend, that, by the adoption of this report:

1. Prior Assembly action. The Assembly recesses from its position on **1993 Assembly Bill 1126**.

2. Prior Senate action. The Senate recesses from its position on **1993 Senate Bill 749** as printed engrossed.

3. Action on Conference Report. The Senate and the Assembly adopt and concur in Conference substitute amendment 1 (LRBs0849/1) to **1993 Assembly Bill 1126**, as affected by Conference amendment 1 (LRBa4626/5) to that substitute amendment, which are attached to and made a part of this report.

Senator Leean	Representative Kunicki
Senator Ellis	Representative Travis
Senator Rude	Representative Linton
Senator Farrow	Representative Bell
	Representative Prosser

CHAIR

2:26 P.M.

Senator Drzewiecki in the Chair.

The question was: Concurrence in the Committee on Conference Report?

Senator George moved rejection of the Committee on Conference Report.

The question was: Rejection of the Committee on Conference Report?

CHAIR

2:52 P.M.

Senator Rude in the Chair.

The question was: Rejection of the Committee on Conference Report?

Rejection refused.

The question was: Adoption of the Committee on Conference Report?

The ayes and noes were required and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes — Senators Breske, Buettner, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Panzer, Petak, Potter, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 24.

Noes — Senators Adelman, Andrea, Burke, Chvala, Clausing, George, Moore, Plewa and Risser — 9.

Absent or not voting — None.

Adopted.

Senator Ellis, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Ellis, with unanimous consent, asked that the Senate return to the eighth order of business.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 626

Assembly Bill 1087

Assembly Bill 1256

Assembly Bill 1301

Amended and concurred in as amended:

Senate Bill 570, Assembly amendments 1 and 2

Senate Bill 715, Assembly amendment 1

Senate Bill 772, Assembly amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 626

Relating to the operation of all-terrain vehicles by minors.

By Representatives Musser, Swoboda, Boyle and Silbaugh, cosponsored by Senators Zien, Breske, Lasee and Stitt.

Read first time and referred to committee on Senate Organization.

Assembly Bill 1087

Relating to information contained in the files on licensees maintained by the department of transportation.

By Representatives Porter, Hasenohrl, Baumgart, Swoboda, Bolle, Ladwig, Schneider, Seratti, Roberts, Albers, Lorge, Harsdorf, Goetsch, Urban, Ainsworth, Ourada, Duff, Dobyns, Hahn, Gard, Underheim, Ward, Grothman, Otte, Zukowski, Kreibich, Skindrud, Lazich and Wirch, cosponsored by Senator Huelsman.

Read first time and referred to committee on Senate Organization.

Assembly Bill 1256

Relating to investigation of animal cruelty complaints.

By Representatives Ott, Gronemus, Wilder, Harsdorf, Ainsworth, Otte, Goetsch, Zukowski, Plombon, Roberts, Bolle, Reynolds, Stower, Springer, Swoboda and Ward.

Read first time and referred to committee on Senate Organization.

Assembly Bill 1301

Relating to the amount of state supplements to the federal supplemental security income program.

By Representatives Baldwin, Gruszynski, Holperin, Lorge, Duff, Wirch, Coggs, Plache, Boyle, Plombon, Roberts, L. Young, Morris-Tatum, Grobschmidt, Hinkfuss, Wilder, Black Bock, Cullen, R. Young, Wood, Turner, Ryba, Vander Loop, Carpenter, Notestein, Potter, Porter, Musser, Goetsch, Otte, Johnsrud, Kaufert, Lehman, Hahn, Ladwig, Vrakas, Beal, Lazich, Silbaugh, Underheim, Gard and Foti, cosponsored by Senators Buettner, Rosenzweig, Darling, George, Chvala and Risser, by the request of ABC for Health Project; ABLE Coalition; Access to Independence; ARC-Milwaukee; AMI - WI; AMI - SW; Autism Society of WI; Coalition of WI Aging Groups; Consumer Council; Consumer Advocates for Mental Health; CCLS, Inc.; CEO, Inc.; Eisenhower Center; Epilepsy Center So. Central; Family Support and Resource Ctr.; Goodwill Industries of SE WI; Green Bay ILC; ILC - N. Central WI; Meda-Care Vans, Inc.; Milwaukee Ctr. for Independence; N. Country Independent Living; New Horizons North; Prader-Willi Assn. of WI; PREVAIL, Inc.; SEWCIL; Support People Now; The ARC - Dane County; The ARC - Racine County; The ARC - Winnebago County; United Cerebral Palsey - WI; UW-Stout ILC; Waukesha County Coalition for Human Services; WCILC; WI Assn. of Residential Facilities; WI Coalition for Advocacy; WI Council on Children and Families; WI Council on Developmental Disabilities; WI Interfaith IMPACT; WI Personal Service Alternatives; and WI TASH.

Read first time and referred to committee on Senate Organization.

Senator Leean, with unanimous consent, asked that **Senate Bill 570** be withdrawn from the committee on Senate Organization and taken up.

Senate Bill 570

Relating to juvenile court jurisdiction over a child who is alleged to be in need of protection or services based on abuse or neglect of another child in the home, holding a child in physical custody based on abuse or neglect of another child in the home, the appointment of a guardian ad litem for a child placed in out-of-home care and the duration of the appointment of a guardian ad litem appointed under the children's code, notification to a putative father regarding proceedings to determine whether a child is in need of protection or services, paternity determination proceedings, the release of certain information regarding a foster child to foster parents, membership of permanency plan review panels, grounds for involuntary termination of parental rights, authorizing a county department of human services or social services to license foster homes in other counties, notifying foster parents of supplemental foster care payments, appeals of orders terminating parental rights, a study of out-of-home placements of children, a study of a county-level intensive family education center program and granting rule-making authority.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

The question was: Concurrence of Assembly amendment 2?

Concurred in.

Senator Leean, with unanimous consent, asked that **Senate Bill 715** be withdrawn from the committee on Senate Organization and taken up.

Senate Bill 715

Relating to the motor vehicle emission inspection and maintenance program, enumerating a project in the authorized state building program, granting rule-making authority and providing a penalty.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

Senator Leean, with unanimous consent, asked that **Assembly Bill 900** be taken up.

Assembly Bill 900

Relating to: requiring the department of health and social services to develop a model community mental health plan; expanding requirements for community mental health plans; requiring the council on mental health to review community mental health plans; requiring the department of health and social services to enter into an agreement for the development of a mental health client survey prototype; requiring counties to periodically conduct mental health client surveys; patients' rights for certain persons; establishing a pilot program for protection and advocacy services for community mental health clients; requiring the department of health and social services to establish standards for patient grievance procedures; certification of community mental health programs; requiring the secretary of health and social services to designate a departmental subunit to supervise the grievance process for clients of mental health services; requiring, unless waived, counties to establish certified community support programs; providing funding for state payment of the local matching funds to secure federal funds for certified community support programs; maltreatment of vulnerable adults; the abuse and neglect of certain patients and residents; requiring consumer representation on county human services boards and county community programs boards; appointment of receivers for county departments of community programs and related programs; certification and review of community mental health programs; funding for staff of the council on mental health; intentional destruction, damage, concealment or falsification of patient health care records and treatment records; the exchange of

professional services to evaluate community-mental health programs for continuing education credits; designation of county protective services agencies for the investigation of abuse, neglect or misappropriation of property of a vulnerable adult and providing protective services; directing the department of health and social services to develop a training curriculum and provide the curriculum for use in training members of county human services boards and county community services boards; requiring appointment of a complaint examiner in the department of justice; granting rule-making authority; making appropriations; and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Leean, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 900

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Concurred in.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 1291

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 1291

Relating to: court orders that may be entered on the basis of a statement acknowledging paternity; requirements for parents, insurers and employers with respect to health care coverage for a child in actions affecting the family; a system for reporting child support liability and employment changes; allowing a court to require a payer of child support or maintenance to authorize periodic transfers from a deposit account; various changes in actions to determine paternity; information that a court may consider when determining child support payments; orders from other states that constitute assignments for withholding regarding maintenance and child support; requiring the court to use the child support standard used in divorce actions

when setting child support to be paid for children in foster care and other substitute care situations; allowing females to be arrested in all civil actions in which males can be arrested; establishing a child support arrearage by affidavit; authorizing the clerk of court to escrow overpayments of support or maintenance for disbursement in the month when due; adjusting a withholding assignment for child support or maintenance so that withholding frequency corresponds to payroll period; expanding the authority of a family court commissioner in child support actions; guardians ad litem in actions to determine paternity; expressing child support in child support orders; tax intercept certifications; authorizing costs against a county if the child support payment record kept by the clerk of court is substantially incorrect; soliciting proposals for a centralized support collection and disbursement program; granting rule-making authority; making an appropriation; and providing a penalty.

By Representative Kunicki.
Read first time.

Senator Leean, with unanimous consent, asked that **Assembly Bill 1291** be taken up.

Senator Adelman objected.

Senator Leean moved that the rules be suspended and that **Assembly Bill 1291** be taken up.

Senator Ellis, with unanimous consent, asked that the Senate stand informal for 1 minute.

4:16 P.M.

4:17 P.M.

The Senate reconvened.

The question was: Shall the rules be suspended and **Assembly Bill 1291** be taken up.

The ayes and noes were required and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Breske, Buettner, Chvala, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Moore, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden and Zien — 23.

Noes — Senators Adelman, Burke, Clausing, Decker, George, Helbach, Jauch, Moen, Risser and Wineke — 10.

Absent or not voting — None.

Rules suspended.

Assembly Bill 1291

Relating to: court orders that may be entered on the basis of a statement acknowledging paternity; requirements for parents, insurers and employers with respect to health care coverage for a child in actions affecting the family; a system for reporting child support liability and employment changes; allowing a court to

require a payer of child support or maintenance to authorize periodic transfers from a deposit account; various changes in actions to determine paternity; information that a court may consider when determining child support payments; orders from other states that constitute assignments for withholding regarding maintenance and child support; requiring the court to use the child support standard used in divorce actions when setting child support to be paid for children in foster care and other substitute care situations; allowing females to be arrested in all civil actions in which males can be arrested; establishing a child support arrearage by affidavit; authorizing the clerk of court to escrow overpayments of support or maintenance for disbursement in the month when due; adjusting a withholding assignment for child support or maintenance so that withholding frequency corresponds to payroll period; expanding the authority of a family court commissioner in child support actions; guardians ad litem in actions to determine paternity; expressing child support in child support orders; tax intercept certifications; authorizing costs against a county if the child support payment record kept by the clerk of court is substantially incorrect; soliciting proposals for a centralized support collection and disbursement program; granting rule-making authority; making an appropriation; and providing a penalty.

Read a second time.

Senator Moen, with unanimous consent, asked that the Senate recess.

Senator Lasee objected.

LEAVE OF ABSENCE

Senator Lasee, with unanimous consent, asked that he be granted a leave of absence for the balance of today's session.

Senator Ellis, with unanimous consent, asked that **Senate Bill 706** be taken up.

Senate Bill 706

An act to direct expenditure of \$24,795.42 from the general fund for payment of a claim against the state made by Mary Johnson.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 706

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Leean, Lorman, Moen, Moore,

Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 32.

Noes — None.

Absent or not voting — Senator Lasee — 1.

Passed.

Senator Ellis, with unanimous consent, asked that **Senate Bill 794** be taken up.

Senate Bill 794

An act to direct expenditure of \$3,500 from the general fund for payment of a claim against the state made by Annie Joyce Daniel.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 794

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lekan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 32.

Noes — None.

Absent or not voting — Senator Lasee — 1.

Passed.

Senator Ellis, with unanimous consent, asked that **Senate Bill 813** be taken up.

Senate Bill 813

Relating to testing defendants in certain criminal actions and children in certain delinquency proceedings for HIV infection and certain diseases and requiring certain counseling and referral for persons infected with HIV or acquired immunodeficiency syndrome.

Read a second time.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 545** be taken up.

Assembly Bill 545

Relating to the requirements for becoming a registered land surveyor.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 545

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 826** be taken up.

Assembly Bill 826

Relating to declarations to physicians and health care powers of attorney.

Read a second time.

Senate amendment 1 to **Assembly Bill 826** offered by Senators Farrow, Schultz, Petak, Buettner, Drzewiecki, Zien, Weeden and Lasee.

The question was: Adoption of Senate amendment 1?

Senator Rosenzweig moved rejection of Senate amendment 1.

The question was: Rejection of Senate amendment 1?

Senator Adelman, with unanimous consent, asked that **Assembly Bill 826** be placed at the foot of the days calendar.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 982** be taken up.

Assembly Bill 982

Relating to the definition of sexual harassment and sexual harassment prohibited under the fair employment law.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 982

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1046** be taken up.

Assembly Bill 1046

Relating to the sale of handguns to persons who are subject to certain restraining orders or injunctions and providing a penalty.

Read a second time.

Senator Lekan, with unanimous consent, asked that **Assembly Bill 1046** be referred to joint committee on Finance.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1152** be taken up.

Assembly Bill 1152

Relating to transferring authority to the department of administration to make payments to counties for certain costs related to circuit courts.

Read a second time.

The question was: Adoption of Senate amendment 1? Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 1152

Read a third time and concurred in as amended.

Senator Ellis, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1219** be taken up.

Assembly Bill 1219

An act relating to creating a task force on hospital and academic medical center costs.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 1219

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 987** be taken up.

Senator Moore objected.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1004** be taken up.

Senator Adelman objected.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 2** be taken up.

Senator Adelman objected.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 348** be taken up.

Senator Adelman objected.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1009** be taken up.

Assembly Bill 1009

Relating to pulsating or flashing headlamps on privately owned motor vehicles being used by deputy state fire marshals, fire department personnel or volunteer fire fighters.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 1009

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that **Senate Bill 772** be taken up.

Senate Bill 772

Relating to state and local zoning regulation of certain antennae and satellite dishes.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

Senator Ellis, with unanimous consent, asked that **Senate Resolution 13** be taken up.

Senate Resolution 13

Relating to expressing appreciation of the wine industry and wine producers of Wisconsin, proclaiming a 'Wine Appreciation Month in Wisconsin' and proclaiming a 'Wisconsin Wine Appreciation Week'.

Read.

Adopted.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1075** be taken up.

Assembly Bill 1075

Relating to the regulation of geologists, creating a geologist section in the examining board of architects, professional engineers, designers and land surveyors and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 1075

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 940** be taken up.

Senator George objected.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 975** be taken up.

Assembly Bill 975

Relating to special distinguishing registration plates associated with endangered or threatened species and making an appropriation.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 975

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Leean, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 32.

Noes — None.

Absent or not voting — Senator Lasee — 1.

Concurred in.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1102** be withdrawn from the committee on Judiciary and Insurance and taken up.

Senator Ellis, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

5:00 P.M.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 470.

Correctly enrolled and presented to the Governor on March 25, 1994.

Senate amendment 1 to **Assembly Bill 1074** offered by Senators Panzer, Potter, Jauch, Plewa, Burke, Lasee, Zien, Drzewiecki, Breske, Rosenzweig, Moore, Farrow, Leean and Rude.

Senate amendment 1 to **Assembly Bill 1046** offered by Senators Zien, Drzewiecki, Breske, Petak, Lasee and Schultz.

AMENDMENTS OFFERED

Senate amendments 1 and 2 to **Senate Bill 529** offered by Senator Chvala.